

UNITED STATES DISTRICT COURT**Northern District of California**

Authen Tec, Inc.,

08-01423 PJH

Plaintiff(s),

**NOTICE RE: NONCOMPLIANCE
WITH COURT ORDER**

v.

Atrua Technologies, Inc.,

Defendant(s).

The parties have failed to file an ADR Certification and either a Stipulation and [Proposed] Order Selecting an ADR Process or a Notice of Need for ADR Phone Conference as required by the Initial Case Management Scheduling Order. Counsel shall Meet and Confer forthwith in an attempt to agree on an ADR process for this matter. Thereafter, counsel, on behalf of themselves and each party, promptly shall file an **ADR Certification** and either 1) a **Stipulation and [Proposed] Order Selecting ADR Process**, or 2) a **Notice of Need for ADR Phone Conference** (Civil L.R. 16-8(b), ADR L. R. 3-5(b) Civil L.R. 16-8(c), ADR L. R. 3-5(c), (d)). (These forms are available at www.adr.cand.uscourts.gov.)

Further, in accordance with ADR L.R. 3-5(e) counsel shall concurrently provide a copy of all documents filed pursuant to this notice directly to the ADR Unit either by fax (415-522-4112), hand delivery (ADR Program, USDC, Northern District of California,

1 450 Golden Gate Avenue, 16th Floor, San Francisco, California), or by PDF attachment
2 to an e-mail directed to adr@cand.uscourts.gov.

3
4 It is the responsibility of counsel to schedule an ADR Phone Conference, if
5 required, to occur before the Case Management Conference.

6
7
8 Dated: June 25, 2008

9 RICHARD W. WIEKING
Clerk

10 by: Timothy J. Smagacz

11 

12 ADR Administrative Assistant
13 415-522-4205
Tim_Smagacz@cand.uscourts.gov

PROOF OF SERVICE

Case Name: Authen Tec, Inc. v. Atrua Technologies, Inc.

Case Number: 08-01423 PJH

I declare that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California. I am over the age of eighteen (18) years and not a party to the action. My business address is:

ADR Program
United States District Court
Northern District of California
450 Golden Gate Avenue Floor 16
San Francisco, CA 94102

On June 25, 2008, I served a true and correct copy of:

Notice Re: Noncompliance With Court Order

[X] electronically, I caused said documents to be transmitted using ECF as specified by General Order No. 45 to the following parties:

Henry C. Bunsow
Howrey LLP
525 Market Street
Suite 3600
San Francisco, CA 94105
bunsowh@howrey.com

Elizabeth Hoult Fontaine
Howrey LLP
4 Park Plaza
Suite 1700
Irvine, CA 92614-8200
fontainee@howrey.com

Denise M. De Mory
Howrey LLP
525 Market Street
Suite 3600
San Francisco, CA 94105
demoryd@howrey.com

J. James Li
Greenberg Traurig, LLP
1900 University Avenue
5th Floor
East Palo Alto, CA 94303
lij@gtlaw.com

Mark L Hogge
Greenberg Traurig, LLP
2101 L Street, NW
Suite 1000
Washington, DC 20037
hoggem@gtlaw.com

Shailendra K Maheshwari
Greenberg Traurig, LLP
2101 L Street NW
Suite 1000
Washington, DC 20037
maheshwaris@gtlaw.com

David Joseph Perez
Greenberg Traurig LLP
1900 University Avenue
Fifth Floor
East Palo Alto, CA 94303
perezdj@gtlaw.com

Authen Tec, Inc.
,

[] by Facsimile, I caused said documents to be transmitted to the following parties by fax machine:

[] by U. S. Mail, I placed a true copy in a sealed envelope with postage fully prepaid in the United States Post Office Mail Box in San Francisco, California, addressed as follows:

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on June 25, 2008 in San Francisco, California.

RICHARD W. WIEKING

Clerk

by: Timothy J. Smagacz

Handwritten signature of Timothy J. Smagacz in black ink.

ADR Administrative Assistant

415-522-4205

Tim_Smagacz@cand.uscourts.gov